

HIGH COURT OF SIKKIM
Record of Proceedings

Crl. M.C. No. 05/2018

MALAYALA MANORAMA, REPRESENTED BY ITS
CHIEF EDITOR, SHRI MAMMEN MATHEW
AND OTHERS

PETITIONER (S)

VERSUS

M/S FUTURE GAMING AND HOTEL SERVICES
PRIVATE LIMITED

RESPONDENT (S)

Date: 06/03/2019

CORAM :

HON'BLE MR. JUSTICE VIJAI KUMAR BIST, CJ.

For Petitioner(s) : Mr. Millu Danda Pani, Advocate
Mr. Rahul Rathi, Advocate

For Respondent (s) : Ms. Laxmi Chakraborty, Advocate
Ms. Manju Rai, Advocate

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On 05.03.2019, the following order was passed by this Court;

"Heard Mr. R. Basant, learned Senior Counsel for the petitioner and Ms Laxmi Chakraborty, learned counsel for the respondent.

Learned counsel for the parties submitted that parties are interested in mediation and the matter may be adjourned for a period of one week.

Learned senior counsel for the petitioner submits that Hon'ble Mr. Justice Kurian Joseph, former Judge, Supreme Court of India, be appointed as a Mediator. On this, Ms Laxmi Chakraborty, learned Counsel for the respondent, submits that she will seek instructions from her client.

List this matter tomorrow.

Since the matter is listed before the learned trial court tomorrow, I grant liberty to the petitioner to move an application for adjournment before the learned trial court. In case such application is moved by the petitioner before the learned trial court, the court shall consider the same for grant of adjournment for a period of ten days.

Let a certified copy of this order be supplied to the learned counsel for the parties today itself on payment of usual charges."

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Today, learned counsel for the parties submit that they have consulted their clients and they have got instructions that the matter be referred for mediation. It is also submitted by them that their clients are agreeable for Hon'ble Mr. Justice Kurian Joseph, former Judge, Supreme Court of India, to be appointed as the Mediator.

Considering the submissions of learned counsel for the parties, this Court appoints Hon'ble Mr. Justice Kurian Joseph, former Judge, Supreme Court of India, as the Mediator in this matter.

Parties to appear before the Mediator as and when they are directed to appear before him. They will also pay the remuneration/fee and other expenses to the Mediator as settled by the Mediator. Both the parties shall bear 50 per cent each of the total amount as directed by the Mediator.

Learned Mediator is requested to submit the report before 10th May, 2019.

List this matter on 13.05.2019.

In the meantime, this Court grants liberty to the petitioner to move an application for adjournment before the learned trial court. The trial court shall consider the same for grant of adjournment till 13.05.2019.

Chief Justice
06.03.2019

Index : ~~Yes~~ / No
Internet : Yes / ~~No~~

jk/bp